

**BEFORE THE PUBLIC UTILITIES COMMISSION OF THE STATE OF CALIFORNIA**

Order Instituting Rulemaking to Establish Policies and Cost recovery Mechanism for Generation Procurement and Renewable Resource Development.

Rulemaking 01-10-024  
(Filed October 25, 2001)

**ASSIGNED COMMISSIONER'S RULING  
REQUESTING ADDITIONAL INFORMATION AND COMMENTS**

On December 3, 2002, the Department of Water Resources (DWR) submitted a request to modify Decision (D.) 02-09-053 in the form of a memorandum addressed to me, with service on the other Commissioners and the service list in this proceeding. A copy of DWR's memorandum is attached to this ruling. (See Attachment 1.) Procedurally, I am treating this memorandum as a Petition For Modification of D.02-09-053 (Petition), and requesting comments from the parties on DWR's request as discussed below.

In its Petition, DWR recommends that the Commission modify D.02-09-053 to allocate "Product D" of the recently amended Williams contract to Southern California Edison Company (SCE), rather than San Diego Gas & Electric Company (SDG&E). In order to fully consider the ramifications of the Petition, I direct DWR to supplement its submittal by preparing a table that presents the allocation of capacity, energy, residual net short and surplus under its recommended allocation in a format identical to the first page of Attachment 4 to D.02-09-053. DWR should submit this information to my office, to

Administrative Law Judge Julie Halligan and to the service list by January 6, 2002.

Comments on DWR's Petition and supplemental information are due by January 15, 2002. I also direct SCE to submit by that date a calculation of the above-market costs associated with DWR's recommendation, and to present those calculations in a format (and using methods) comparable to the second page of Attachment 4 to D.02-09-053. Reply comments are due by January 24, 2002.

All submittals and comments required by this ruling shall be served on the appearances and the state service list in this proceeding in electronic form, including Administrative Law Judge Halligan. Service by U.S. mail is optional, except that hard copies should be served separately on ALJ Halligan and myself, and for that purpose I suggest hand delivery, overnight mail, or other expeditious methods of service. In addition, if there is no electronic address available, the electronic mail is returned to the sender, or the recipient informs the sender of an inability to open the document, the sender shall immediately arrange for alternate service (regular U.S. mail shall be the default, unless another means—such as overnight delivery) is mutually agreed upon). The current service list for this proceeding is available on the Commission's web page, [www.cpuc.ca.gov](http://www.cpuc.ca.gov).

Dated December 20, 2002, at San Francisco, California.

/s/ LORETTA M. LYNCH

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Loretta M. Lynch  
Commissioner



**CERTIFICATE OF SERVICE**

I certify that I have by mail this day, and by electronic mail, to the parties to which an electronic mail address has been provided, served a true copy of the original attached Assigned Commissioner's Ruling Requesting Additional Information And Comments on all parties of record in this proceeding or their attorneys of record.

Dated December 20, 2002, at San Francisco, California.

/s/ EVELYN P. GONZALES

Evelyn P. Gonzales

**N O T I C E**

Parties should notify the Process Office, Public Utilities Commission, 505 Van Ness Avenue, Room 2000, San Francisco, CA 94102, of any change of address to ensure that they continue to receive documents. You must indicate the proceeding number on the service list on which your name appears.